#IFW

WEMMH/SB/21 (4/03)

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/540,786	
Filing Date	September 21, 2005	
First Named Inventor	Andreas MELZER	
Group Art Unit	3734	
Examiner Name	Lindsey M. Bachman	

Total Number of Pages in this Submission	39	Attorney Docket Number	8324-2

ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

    ☒ Fee Attached see PTO-2038 form

☒ Amendment Response

    ☐ After Final

    ☐ Affidavits/declaration(s)

☒ Extension of Time Request – 1 month

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Documents

☐ Response to Missing Parts/ Incomplete Application

☐ Response to Missing Parts under 37 CRF 1.52 or 1.53

☐ Assignment Papers

☒ Drawing(s) – 2 sheets red-marked; 2 sheets formal

☐ Licensing-related Papers

☐ To Convert a Provisional Application

☐ Power of Attorney, and Correspondence Address Form

☐ Terminal Disclaimer

☐ Small Entity Statement

☐ Request for Refund

Remarks

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Additional Enclosure (please identify below)

☒ Return Receipt Postcard

Substitute Specification.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	**James M. Durlacher** **Woodard, Emhardt, Moriarty, McNett & Henry LLP**
Signature	*James M. Durlacher*
Date	August 14, 2006

Certificate of Mailing

I hereby certify that this correspondence is being mailed via First Class Mail to the United States Patent and Trademark Office, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on this date: **August 14, 2006**

Typed or printed name	James M. Durlacher, Reg. No. 28,840		
Signature	*James M. Durlacher*	Date	August 14, 2006

8324-2:JMD#414398:ss

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL
For FY 2006

AUG 18 2006

☒ Applicant claims small entity status. See 37 CFR 1.27

Complete if Known	
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First Named Inventor	Andreas MELZER
Examiner Name	Lindsey M. Bachman
Art Unit	3734
Attorney Docket No.	8324-2

TOTAL AMOUNT OF PAYMENT	($) 65.00

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____

☒ Deposit Account Deposit Account number: 23-3030 Deposit Account Name: Woodard, Emhardt, Moriarty, McNett & Henry LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below

☐ Charge fee(s) indicated below, **except for the filing fee**

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17

☒ Credit any overpayments.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES Fee ($)	FILING FEES Small Entity Fee ($)	SEARCH FEES Fee ($)	SEARCH FEES Small Entity Fee ($)	EXAMINATION FEES Fee ($)	EXAMINATION FEES Small Entity Fee ($)	Fees Paid ($)
Utility	300	150	500	250	200	100	0
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Fee ($)	Small Entity Fee ($)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee ($)	Fee Paid ($)	Multiple Dependent Claims Fee ($)	Multiple Dependent Claims Fee Paid ($)
* -20 or HP =	*	x 50	=0	x 360	=0

HP = highest number of total claims paid for, if greater than 20

Independent Claims	Extra Claims	Fee ($)	Fee Paid ($)
* -3 or HP =	0	x 200	=0

HP = highest number of independent claims paid for, if greater than 3

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is $250 ($125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 C.F.R. 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	Fee ($)	Fee Paid ($)
-100 =	/50 =		x	0

4. OTHER FEE(S)

	Fee Paid ($)
Fee for 1 month extension of time/small entity	65.00

SUBMITTED BY

Signature	*James M. Durlacher*	Registration No. (Attorney/Agent)	28,840	Telephone	(317) 634-3456
Name (Print/Type)	James M. Durlacher			Date	August 14, 2006

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on: **August 14, 2006**

Name (Print/Type)	James M. Durlacher		
Signature	*James M. Durlacher*	Date	August 14, 2006

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WEMMH #317053 (Rev. 2/06)